

2ND AMENDEDAPPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATEDDate of filing in State Engineer's Office JUN 25 2002Returned to applicant for correction NOV 20 2002Corrected application filed DEC 02 2002Map filed DEC 02 2002

The applicant **Loadel and Daryl Fisher**, hereby make application for permission to change the **Point of diversion, Manner of use and Place of use of a portion** of water heretofore appropriated under **Permit #42416**

1. The source of water is **Underground source**
2. The amount of water to be changed **0.0100 c.f.s. . 5 (½) Acre Foot.**
3. The water to be used for **Commercial Domestic**
4. The water heretofore permitted for **Quasi-municipal Domestic**
5. The water is to be diverted at the following point **within the NE¼ SW¼ Section 16, Township 20 South, Range 53 East M.D.B.&M. Pahrump, Nye County Nevada. The Center Quarter corner (C¼) of said Section 16 bears N 66°44'36" E a Distance of 1313.63 feet.**
6. The existing permitted point of diversion is located within **the NE¼ NW¼ Section 18, Township 20 South, Range 53 East. M.D.B.&M. Pahrump, Nye County Nevada. The N¼ corner of said Section 18 bears N 32°29'08" E a distance of 506.59 feet.**
7. Proposed place of use **within the NE¼ SW¼ Section 16 Township 20 South, Range 53 East M.D.B.&M. being lot 13 of Block 3 of Bolling Green Acres File #16505 APN# 35-355-13**
8. Existing place of use **within the NE¼ NE¼ NW¼ of section 18, Township 20 South, Range 53 East M.D.B.&M.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Existing 8" well with pressure tank thru plastic survice lines**
12. Estimated cost of works **\$10,000.00**
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **4 years**
15. Remarks: **5 acre swap meet park**

By **Richard L. Hafen**
s/ **Richard L. Hafen Agent**
2383 Gateway Rd.
Las Vegas Nevada, 89115

Compared sc/gkl mt/bk

Protested _____

Page 2 of 3

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, manner and place of use of a portion of the waters of an underground source as heretofore granted under Permit 42416 is issued subject to the terms and conditions imposed in said Permit 42416 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

Permit 68916 is granted to provide commercial water service to a parcel described as Nye County Assessor's Parcel (APN) 35-355-13.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.010 cubic feet per second, and not to exceed 0.5 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

March 10, 2007

Proof of completion of work shall be filed on or before:

April 10, 2007

Water must be placed to beneficial use on or before:

March 10, 2010

Proof of the application of water to beneficial use shall be filed on or before:

April 10, 2010

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 10th day of March, A.D. 2006


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A _____

Certificate No. _____ Issued _____